

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of) MM Docket No. 97-116
) RM-9050
Amendment of Section 73.202(b)) RM-_____
(Table of Allotments))
FM Broadcast Stations)
)
Everglades City, LaBelle, Estero)
and Key West, Florida)

RECEIVED

JUN - 9 1997

Federal Communications Commission
Office of Secretary

To: Chief, Mass Media Bureau
Policy and Rules Division
Allocations Branch

COUNTERPROPOSAL
AND REQUEST FOR ISSUANCE OF ORDER TO SHOW CAUSE

InterMart Broadcasting West Coast, Inc. ("InterMart"), by its attorneys, and pursuant to Section 1.420(d) of the Commission's Rules, hereby respectfully files this counterproposal to the Commission's *Notice of Proposed Rule Making ("NPRM")*, DA 97-716, released April 18, 1997,¹ that proposes to allot Channel 224A to Everglades City, Florida, as its first local service. InterMart requests the Commission to deny Keith L Reising's proposal to allot Channel 224A to Everglades City, and instead, amend Section 73.202(b) of the Rules to (a) delete Channel 223C3 from LaBelle, Florida; (b) add Channel 223C3 to Estero, Florida; (c) modify the license for

¹ This counterproposal is mutually exclusive with the proposal to allot Channel 224A to Everglades City. It also requires the substitution of channel 224C1 at Key West, Florida (mutually exclusive with the proposed allotment of Channel 224A to Everglades City.) Comments and counterproposals are due by June 9, 1997, so this counterproposal is timely filed.

WKZY(FM), LaBelle, to specify "Estero, Florida" as the Station's city of license, and (d) modify the license of WEOW(FM), Channel 223C1, Key West, Florida, to operate on Channel 224C1 at Key West. In support whereof, the following is shown:

Background

1. WKZY, Channel 223C3, LaBelle, Florida, is licensed to InterMart.

InterMart requests the Commission to delete Channel 223C3 from LaBelle and to reallocate it to Estero, Florida, with a concurrent modification of the license of WKZY to operate on Channel 223C3 at Estero. This change is permissible under Section 1.420(i) of the Rules, which authorizes the Commission to modify the license or permit of an FM station to specify a new community of license where the amended allotment would be mutually exclusive with the licensee's present allotment.

2. Two factors must be demonstrated in order to change a station's city of license in a rule making proceeding: (1) the channel changes must be mutually exclusive, and (2) the rule making must not deprive a community of an existing service representing its only local transmission service. The Commission stated that in making the determination of whether to amend the Table of Assignments it would "take into account the totality of the service improvements resulting from a proposed change in community of license in determining whether an allotment proposal should be approved." *See Modification of FM and TV Authorizations (New Community of License)*, 4 FCC Rcd 4870 [66 RR 2d 877] (1989). InterMart's proposal is consistent with the rules and Commission policies, i.e., the channel changes are mutually exclusive, and as shown in ¶5, *infra*, the rule making will not deprive LaBelle of its only local transmission service.

Expression of Continuing Interest

3. If the Commission allots Channel 223C3 to Estero, InterMart will promptly file an application for a minor change construction permit to operate WKZY at Estero, and upon grant, will promptly construct and operate the facilities.

4. Attachment A is a Technical Exhibit, which is incorporated herein by reference, that provides the Commission with technical information about the proposed LaBelle/Estero channel exchange.

LaBelle, Florida

5. As stated in the Technical Exhibit, LaBelle had a 1990 population of 2,703 persons. LaBelle has one commercial broadcast station, WKZY(FM), and an application (File No. BPED-970407MF) has been filed by Toccoa Falls College for a construction permit for a new noncommercial educational FM station at LaBelle. Noncommercial educational stations are considered in the Commission's transmission service analysis. See *Valley Broadcasters, Inc.*, 5 FCC Rcd 2785 (1990). Thus, LaBelle will not be deprived of its only transmission service when Toccoa Falls College begins operating there.²

Estero, Florida

6. Estero is a Census Designated Place which had a 1990 population of 3,177. Estero has its own U. S. Post Office and ZIP Code, i.e., 33928 (See photo attached as a part of Attachment B). Estero has commercial businesses such as outdoor outfitters,

² Because InterMart must file its counterproposal by June 9, 1997, to be considered with the proposal to allot Channel 224A to Everglades City, InterMart cannot await the Commission's action on the Toccoa Falls application to file this counterproposal.

retail businesses and hotels. A copy of the local phone directory showing businesses with "Estero" in the name is attached as a part of Attachment B. Estero has its own fire station and rescue squad administered by the Estero Fire Board. Estero has churches, including two United Methodist Churches, First Baptist Church, and the Church of God of Estero. Estero is home of the Country Creek Country Club, Wildcat Run Country Club and Ducks Unlimited, Inc. Estero has an auto center and an auto dealership. There is also a Polish Cultural Center. There are several real estate companies headquartered in Estero.³ Therefore, Estero possesses the requisite "social, economic and cultural components that are commonly associated with community status." *See, FM Table of Allotments (East Hemet, CA)*, 67 RR 2d 146, 147 (1989).

WKZY would bring first local service to Estero, since Estero currently does not have a local station. Estero is not located in an Urbanized Area. The Technical Exhibit shows that from the allocation site at **North Longitude 26° 21' 50"**, **West Longitude 81° 46' 00"** the proposed city grade contour of a maximum Class C3 station would cover approximately 46% of the Naples, Florida, Urbanized Area. The proposed city grade contour would cover about 5% of the Fort Myers-Cape Coral, Florida, Urbanized Area. Since less than 50% of either Urbanized Area is covered, there is no requirement to provide a showing pursuant to *Headland, Alabama, and Chattahoochie, Florida*, 10 FCC Rcd 10342 (1995) that stations licensed to Urbanized Areas be attributed to Estero. *See, Rose Hill, Trenton, Aurora and Ocracoke, North Carolina*, DA 96-2062, released December 13, 1996. Estero warrants a first local service

³ Source: Internet, Yahoo! Yellow Pages (Data by Lookup USA).

preference. Nonetheless, InterMart believes Estero would warrant a first local service preference even if it were required to make the showing set out in *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1998). Attachment A (Technical Statement) shows the signal population coverage and the size and proximity of Estero to Naples. Estero does not appear to be dependent on Naples, and the stations licensed to the Naples Urbanized Area should not be attributed to Estero.

Everglades City, Florida

7. Everglades City has a 1990 population of 321. Based on population size alone, Estero is preferred to Everglades City under the Commission's change of community procedures. In determining which proposal will better serve the public interest, the Commission is guided by the allotment priorities set forth in *Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982). Under priority three, first local service, neither community warrants a preference. Under priority four, other public interest matters, Estero is greatly preferred based on its vastly greater population (approximately ten times as large). Under Commission precedent, Channel 223C3 should be allotted to Estero as Estero is the larger of the two communities. See *Athens and Atlanta, Illinois*, 11 FCC Rcd 3445 (1996).

Other Public Interest Considerations

8. In changing its community of license, WKZY proposes to relocate its transmitter site. The Technical Exhibit demonstrates that the 1.0 mV/m contour of WKZY at LaBelle⁴ covers 1,279.2 square kilometers, encompassing a population of

⁴ WKZY is limited to Class A facilities because its Class C3 construction permit application is mutually exclusive with a noncommercial educational application at

20,540 persons. WKZY operating at Estero as a Class C3 station would cover 3,266.6 square kilometers and 133,207 persons. The area gained by the proposal will be 3,096.4 square kilometers and 126,267 persons (assuming a maximum Class C3 facility) and the area lost will be 1,110.9 square kilometers and 17,759 persons (assuming the present WKZY facilities). Therefore, the area of coverage will increase by 155% and population coverage will increase by 551%. The Technical Exhibit demonstrates that the entire loss area will be covered by 22 primary aural services and is, therefore, well-served. See, FM Table of Allotments (Douglas, GA, et al.), 10 FCC Rcd 7706, 7707 (1995) (where loss area received service from at least five full-time reception services, Commission found area to be "well-served"). As noted above, since LaBelle will eventually receive local service from a noncommercial educational FM station, InterMart's proposal will not deprive LaBelle of its only local transmission service.

9. As shown in the attached Technical Exhibit, Estero would be entirely covered by a 70 dBu or better signal from WKZY(FM). Thus, modification of the license for WKZY would be consistent with the Commission's city-grade contour coverage requirements. The approval of this counterproposal would also permit the assignment of a new noncommercial FM Station at Bayshore, Florida. An application (File No. BPED-960826MK) has been filed by Community Resource Foundation, Inc. ("Community"), for a construction permit for a new noncommercial educational FM station at Bayshore, Florida. On August 29, 1996, InterMart filed an application for a

Bayshore, Florida (See ¶9 *infra*).

minor change to modify its construction permit for WKZY to operate as a Class C3 station. On December 4, 1996, the FCC granted InterMart's application. However, on January 3, 1997, the Commission discovered that the Community application had been filed three days prior to the InterMart application, and accordingly rescinded the grant of the InterMart application, declaring the two applications to be mutually exclusive. InterMart has sought reconsideration of the Commission's action, but the Bayshore application has been accepted for filing. The Commission cannot grant either application until the issues of mutual exclusivity are resolved. Allotting Channel 223C3 to Estero would eliminate this potential mutual exclusive condition, and allow both applications to be granted. Thus, positive action on this counterproposal would result in the Commission bringing a first local service to Bayshore, Florida, as well as Estero.

Substitution of Channels at Key West, Florida

10. Channel 223C3 can be allotted to Estero, Florida, at a reference point 9.2 kilometers south of Estero (**North latitude 26° 21' 50", West longitude 81° 46' 00"**) in compliance with all spacing constraints if Channel 224C1 is substituted for Channel 223C1 at Key West, Florida, and the license of WEOW(FM), Key West, is modified to operate on Channel 224C1. WEOW(FM) can utilize Channel 224C1 on its present tower. InterMart will reimburse the licensee of WEOW(FM) for its reasonable and prudent costs incurred in connection with making the channel change, under the principles of *FM Table of Allotments (Circleville, Ohio)*, 8 FCC 2d 159 (1967). InterMart requests that the Commission issue an order to the licensee of WEOW(FM), Key West, Florida, to show cause why its license should not be modified to operate on

Channel 224C1. Issuance of such an order is consistent with Commission precedent where the requesting party has stated its willingness to reimburse the licensee of the station for reasonable costs associated with the proposed channel change. *See, FM Table of Allotments (Milton, West Virginia, et al.)*, DA 95-1818, released August 28, 1995; *FM Table of Allotments (Berlin, Wisconsin)*, DA 95-1569, released July 19, 1995; and *FM Table of Allotments (Camden, Arkansas)*, 10 FCC Rcd 7208 (1995).

11. The Commission's priorities for assigning FM allotments are set out in *Revision of FM Assignment Policies and Procedures, supra*. They are: (1) first aural service, (2) second aural service, (3) first local service, and (4) other public interest matters. Co-equal weight is given to priorities (2) and (3). Here, as noted *supra* first local service to Estero is greatly preferred to first local service to Everglades City or LaBelle because of Estero's greater population, and the resolution of the potential mutual exclusivity would permit the allotment of first local service to Bayshore, Florida. Thus, there would a preferential arrangement of allotments resulting from the allotment of Channel 223C3 to Estero.

WHEREFORE, InterMart respectfully requests the Commission to amend Section 73.202(b) of the Commission's Rules, as follows:

	<u>Florida</u>	
	<u>Present</u>	<u>Proposed</u>
Everglades City	-----	-----
LaBelle	223C3	(202A) ⁵
Estero	----	223C3
Key West	223C1	224C1

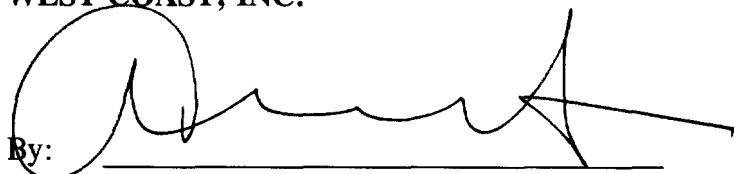
⁵Application pending for construction permit on this channel.

Conclusion

InterMart requests the Commission to (a) issue an order requiring the licensee of WEOW(FM), Key West, Florida, to show cause why the Commission should not modify the license of WEOW(FM) to operate on Channel 224C1, (b) allot Channel 223C3 to Estero, Florida, (c) modify the license of WKZY to operate on FM Channel 223C3 at Estero, Florida and (d) deny the proposal to allot Channel 224A to Everglades City, Florida. As stated supra, if the FCC modifies the license of WKZY to operate on Channel 223C3 at Estero, InterMart will timely file an application for minor change construction permit to operate WKZY at Estero, and upon grant thereof, InterMart will construct the new facilities and operate them; and will reimburse the license of WEOW-FM for its reasonable costs associated with the channel change.

Respectfully submitted,

**INTERMART BROADCASTING
WEST COAST, INC.**

By: 

Gary S. Smithwick
Its Attorney

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June 9, 1997

ATTACHMENT A

COUNTER PROPOSAL
MM Docket No. 97-116, RM-9050
Intermart Broadcasting West Coast, Inc.
Estero, Florida
June 1997

This is a Counter Proposal by Intermart Broadcasting West Coast, Inc. ("Intermart") to a Notice of proposed Rule Making MM Docket No. 97-116, RM-9050. The NPRM proposes to allot channel 224A to Everglades City, Florida as that community's first local service. Intermart is the licensee of WKZY Radio Station, Channel 223C3 at La Belle, Florida.

We propose to change the city of license for Channel 223C3 from La Belle, Florida to Estero, Florida. *Exhibit #1* shows the area where Channel 223C3 can be located and meet all spacing requirements of § 73.207 of the Commission's Rules. *Exhibit #2* is a tabulated allocation study showing the proposed allocation point and §73.207 (b) spacing to all pertinent allocations. Estero is an unincorporated community classified by the US Census Bureau as a CDP (Census Designated Place). The 1990 US Census list Estero with 3,177 persons. This proposal provides this community with their first local service and does not deny La Belle service¹. La Belle has a population of 2,703 persons according to the 1990 US Census.

The allocation site is at **North Latitude 26° 21' 50" and West Longitude 81° 46' 00"**. This site is located 9.2 km south of Estero. The site must be restricted to this location due to a §73.207 allocation restriction from WIKX Channel 225C1 at Charlotte Harbor, Florida. From the proposed site and as a maximum Class C3 facility the city grade contour will cover 46% of the Naples, Florida Urbanized Area. With less than

50% of the Naples Urbanized Area being covered, this proposal should not be attributed as a Naples station. Exhibit #4 shows the proposed 3.16 mV/m contour and the 46% coverage of the Naples Urbanized Area. We used the US Census Map of the Naples Urbanized Area and a polar planimeter to determine the 3.16 mV/m contour coverage of the Naples Urbanized Area.

We show in Exhibit #5 where the proposed city grade contour covers approximately an insignificant 5% of the Fort Myers-Cape Coral, Florida Urbanized Area. This coverage is well below 50% coverage of this urbanized area and is pointed out at this time only for completeness of the report.

Exhibit #5A shows the 1.0 mV/m contour of WKZY's Class A facility at La Belle which covers 1,279.2 sq. km including a population of 20,450 persons. The proposed Estero 1.0 mV/m contour covers 3,266.6 sq. km and 133,207 persons. Therefore, this proposal will increase the area of coverage by 155% and population served will increase by 551%. We also show in this exhibit the gain and loss areas. The loss area is 1,110.9 sq. km (**See Exhibit #6**) and within this area there is a total population of 17,759 persons. The gain area covers 3,096.4 sq. km with a population of 126,267 persons. We show in **Exhibit #7A & 7C** that the loss area is adequately served by 22 aural services.

Channel 223C3 cannot be assigned to Estero if Channel 224A is assigned to Everglades City. Also Channel 224C1 cannot be assigned at Key West, Florida, if Channel 224A is assigned to Everglades City. In order for Channel 223C3 to be assigned to Estero Channel 224C1 must be substituted for Channel 223C1 at Key West and WEOV-FM must be ordered to Channel 224C1. We show in the Channel 224C1

¹ Application BPED-970407MF is pending by Toccoa Falls College for Channel 202A at La Belle, Florida.

allocation study as **Exhibit #3** that WEOV can be ordered to Channel 224C1 and utilize the same site and facilities as are currently licensed.

The move from La Belle to Estero will clear the mutual exclusive applications by Intermark to upgrade to Class C3 (WKZY BMPH-960829IB) and the Community Resource Foundation application (BPED-960826MK) at Bay Shore, Florida. The proposed Estero allocation site is clear of the Bay Shore application.

Estero is a more deserving community than is Everglades City (population 321 1990 US Census). Estero is a community that meets the FCC's criteria of a community deserving service. Estero is almost ten times larger than Everglades City (3,177 to 321) and it too has a large population increase during the peak winter tourist season. According to the US Census, Everglades City had a 1980 population of 524 persons and the 1990 population shows a population loss of 39% of its population down to 321 persons.

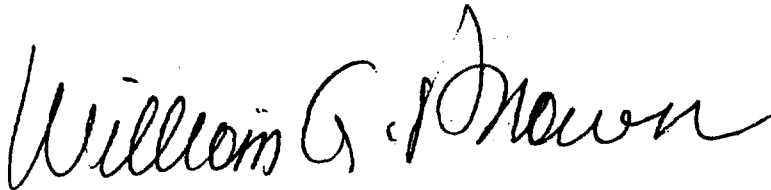
Our studies show that La Belle, Estero and Everglades City (**see Exhibits #7A – 9C**) are more than adequately served with aural broadcast service since all three communities receive more than five aural services from sources other than those involved with this counter proposal. Estero receives service from 11 AM and 18 FM stations, La Belle receives service from 13 AM and 9 FM stations and Everglades City receives service from 13 AM and 4 FM stations.

Estero is an independent community. It is not located inside of any Urbanized Area nor is it located adjacent to any Urbanized Area. According to the US Census maps, several communities are located between Estero and the Fort Myers-Cape Coral Urbanized area (**See Exhibit #5**). There are also communities located between Estero

and the Naples Urbanized Area (*See Exhibit #4*). Estero is located in Lee County with its own commercial district. Estero does not rely on Fort Myers, Cape Coral or Naples for its community services. Additional details concerning Estero and Everglades City are included elsewhere in this Counter Proposal.

Once Channel 223C3 is assigned to Estero and WKZY is ordered to change city of license, Intermart will timely file an application for a construction permit for the new facility. Intermart also acknowledges its responsibility to reimburse WEOG for their reasonable costs associated with the change from Channel 223C1 to Channel 224C1.

Bromo Communications, Inc.

A handwritten signature in black ink, reading "William G. Brown". The signature is written in a cursive, flowing style with a large initial "W".

William G. Brown

COUNTER PROPOSAL
MM Docket No. 97-116, RM-9050
Intermart Broadcasting West Coast, Inc.
Estero, Florida
June 1997

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¹ Application BPED-970407MF is pending by Toccoa Falls College for Channel 202A at La Belle, Florida.

allocation study as **Exhibit #3** that WEOW can be ordered to Channel 224C1 and utilize the same site and facilities as are currently licensed.

The move from La Belle to Estero will clear the mutual exclusive applications by Intermarkt to upgrade to Class C3 (WKZY BMPH-960829IB) and the Community Resource Foundation application (BPED-960826MK) at Bay Shore, Florida. The proposed Estero allocation site is clear of the Bay Shore application.

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Our studies show that La Belle, Estero and Everglades City (**see Exhibits #7A – 9C**) are more than adequately served with aural broadcast service since all three communities receive more than five aural services from sources other than those involved with this counter proposal. Estero receives service from 11 AM and 18 FM stations, La Belle receives service from 13 AM and 9 FM stations and Everglades City receives service from 13 AM and 4 FM stations.

Estero is an independent community. It is not located inside of any Urbanized Area nor is it located adjacent to any Urbanized Area. According to the US Census maps, several communities are located between Estero and the Fort Myers-Cape Coral Urbanized area (**See Exhibit #5**). There are also communities located between Estero

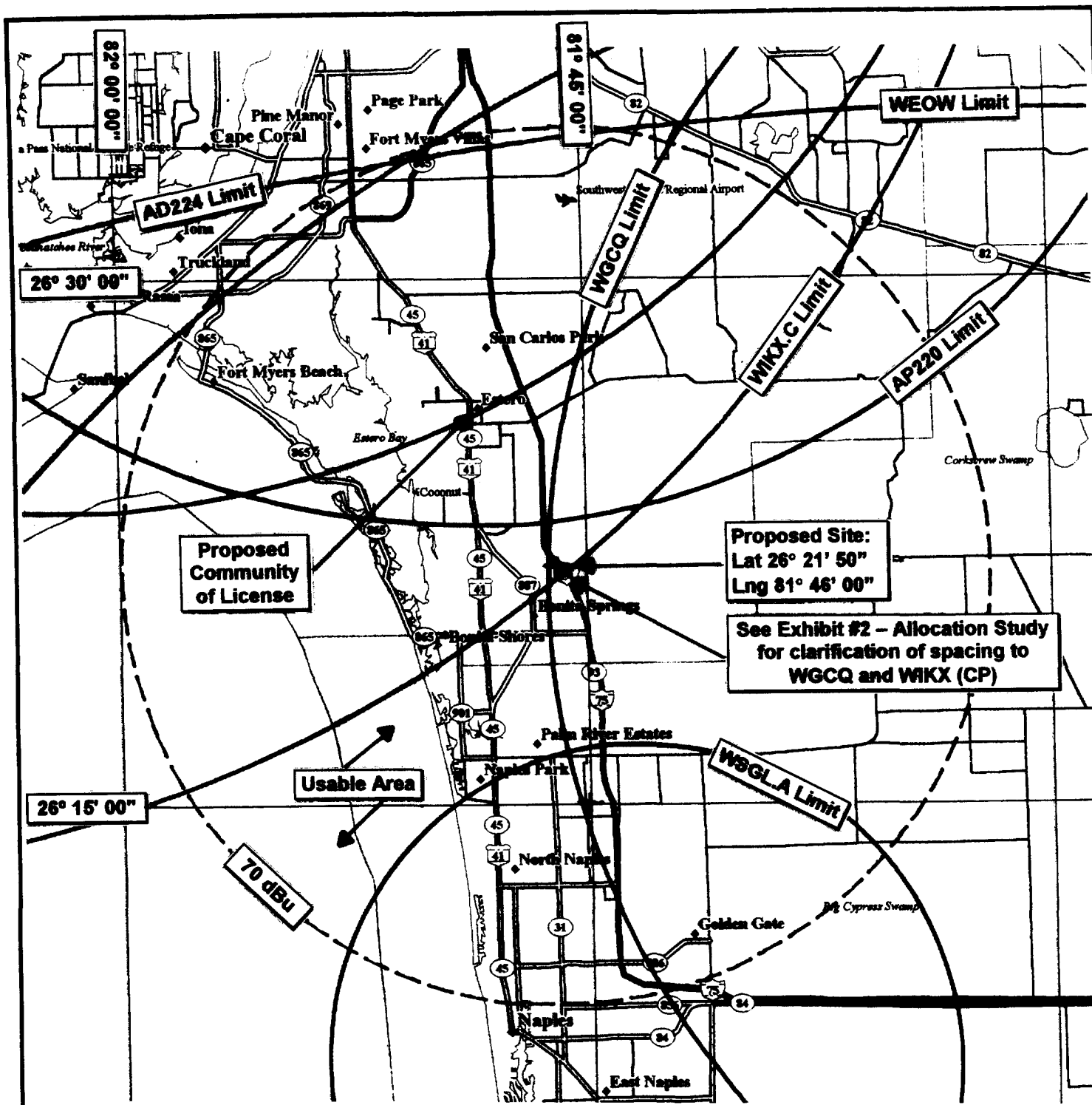
and the Naples Urbanized Area (*See Exhibit #4*). Estero is located in Lee County with its own commercial district. Estero does not rely on Fort Myers, Cape Coral or Naples for its community services. Additional details concerning Estero and Everglades City are included elsewhere in this Counter Proposal.

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Bromo Communications, Inc.

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William G. Brown



Usable Area / City-Grade Coverage

Map is State of Florida
Scale 1:300,000
©1993 DeLorme Mapping

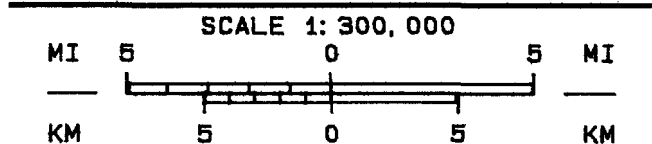


EXHIBIT #1
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

BROMO
COMMUNICATIONS
BROADCAST
TECHNICAL CONSULTANTS

Allocation Study for Channel 223C3
Estero Florida

REFERENCE	CLASS = C3	DISPLAY DATES
26 21 50 N	Current Spacings	DATA 05-30-97
81 46 00 W		SEARCH 06-03-97

----- Channel 223 - 92.5 MHz -----

Call N. Lat.	Channel W. Lng.	Location	Power	Dist HAAT	Azi	FCC	Margin
WKZY.A AP	223C3	La Belle	FL	51.52	35.9	153.0	-101.48
26 44 23	81 27 44	CN	8.000 kW	49 M			
InterMart Broadcasting West C BMPH960829IB 970106							
One-Step Application from Channel 223A							
Grant of application rescinded 970103							
WKZY.C CP	223C3	La Belle	FL	61.89	47.7	153.0	-91.11
26 44 17	81 18 20	CN	25.000 kW	100 M			
InterMart Broadcasting West C BPH950831IA 970114							
Grant of modification application rescinded 970103. Construction Permit B							
-950813IA reentered into database.							
WKZY.C CP	223A	La Belle	FL	51.52	35.9	142.0	-90.48
26 44 23	81 27 44	CN	6.000 kW	49 M			
InterMart Broadcasting West C BPH970107IA 970116							
Interim permit as a Class A							
Independent Permit as a Class A, does not effect Class C3 permit.							
WKZY	LI 223A	La Belle	FL	64.50	39.3	142.0	-77.50
26 48 46	81 21 16	CN	3.000 kW	91 M			
InterMart Broadcasting West C BMLH901228KA 961211							
*To Channel 223C3 per One-Step Application							
WEOW	LI 223C1	Key West	FL	188.69	172.2	211.0	-22.31
24 40 35	81 30 41	CN	100.000 kW	168 M			
Florida Keys Broadcasting Cor BLH830715AI 970408							
AD224 AD	224A	Everglades City	FL	66.89	144.8	89.0	-22.11
25 52 16	81 22 49		0.000 kW	0 M			
Keith L. Reising RM9050 970421							
Site Restriction 1.3km North							
WGCQ	LI 221A	Immokalee	FL	41.52	91.2	42.0	-0.48
26 21 19	81 21 03	CN	4.100 kW	121 M			
Naples Radio Partners, L.P. BLH950731KA 951030							
WIKX.C CPM	225C1	Charlotte Harbor	FL	75.53	321.7	76.0	-0.47
26 53 49	82 14 22	CN	100.000 kW	145 M			
InterMart Broadcasting Southw BMPH960828IA 961211							
From Channel 225C2, Punta Gorda, FL Per D92-282							
AP220 AP	220A	Bayshore	FL	44.43	353.4	42.0	2.43
26 45 44	81 49 07	ZCN	3.200 kW	30 M			
Community Resource Foundation BPED960826MK 970116							
WIKX	LI 225C2	Punta Gorda	FL	65.16	334.4	56.0	9.16
26 53 37	82 03 03	CN	50.000 kW	110 M			
InterMart Broadcasting Southw BLH901022KD 960207							
*To Channel 225C1 Charlotte Harbor, FL per D92-282							
WSGL.A AP	276C2	Naples	FL	26.76	170.3	17.0	9.76
26 07 33	81 43 17	ZCN	50.000 kW	150 M			
Sterling Communications Corp. BPH960613IC 960830							
One-Step Application from Channel 276C3							

\$73.207 Allocation Study

EXHIBIT #2
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

BROMO
COMMUNICATIONS

BROADCAST
TECHNICAL CONSULTANTS

Allocation Study for Channel 224C1
Key West Florida

REFERENCE

24 40 35 N

81 30 41 W

CLASS = C1

Current Spacings

DISPLAY DATES

DATA 05-30-97

SEARCH 06-03-97

----- Channel 223 - 92.5 MHz -----

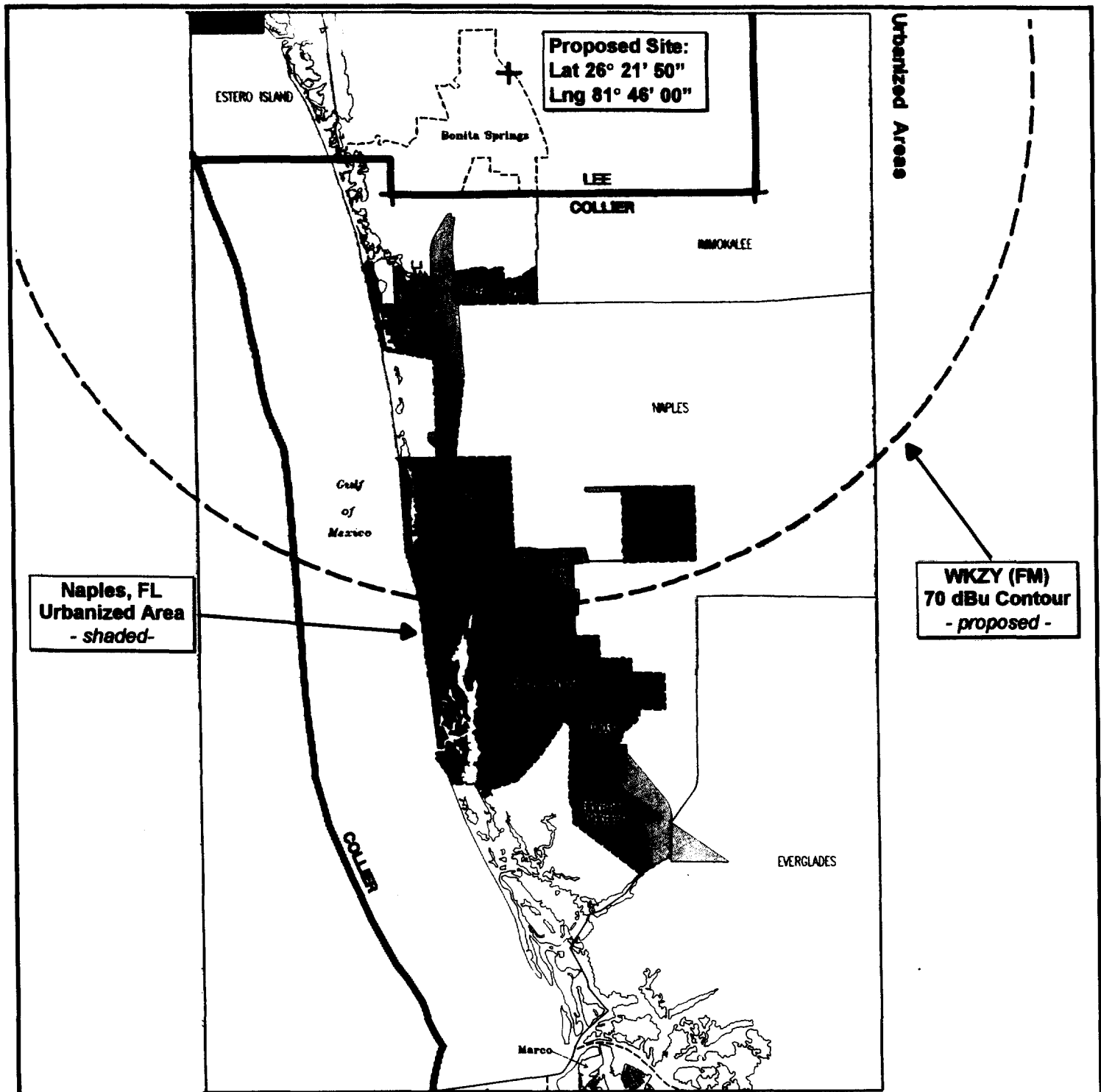
Call N. Lat.	Channel W. Lng.	Location	Power	Dist HAAT	Azi	FCC	Margin
WEOW LI 223C1	Key West	FL	0.00	0.0	245.0	-245.00	
24 40 35	81 30 41	CN	100.000 kW	168 M			
Florida Keys Broadcasting Cor							
AD224 AD 224A	Everglades City	FL	133.00	5.6	133.0	0.00	
25 52 16	81 22 49		0.000 kW	0 M			
Keith L. Reising							
RM9050 970421							
Site Restriction 1.3km North							
WKZY.A AP 223C3	La Belle	FL	228.63	1.2	211.0	17.63	
26 44 23	81 27 44	CN	8.000 kW	49 M			
InterMart Broadcasting West C							
BMPH960829IB 970106							
One-Step Application from Channel 223A							
Grant of application rescinded 970103							
WKZY.C CP 223C3	La Belle	FL	229.32	5.1	211.0	18.32	
26 44 17	81 18 20	CN	25.000 kW	100 M			
InterMart Broadcasting West C							
BPH950831IA 970114							
Grant of modification application rescinded 970103. Construction Permit B							
-950813IA reentered into database.							
WCMQFM LI 222C2	Hialeah	FL	180.47	47.2	158.0	22.47	
25 46 29	80 11 19	CN	31.000 kW	188 M			
Spanish Broadcasting System o							
BMLH931115KC 940502							
WKZY.C CP 223A	La Belle	FL	228.63	1.2	200.0	28.63	
26 44 23	81 27 44	CN	6.000 kW	49 M			
InterMart Broadcasting West C							
BPH970107IA 970116							
Interim permit as a Class A							
Independet Permit as a Class A, does not effect Class C3 permit.							
WKZY LI 223A	La Belle	FL	237.19	3.8	200.0	37.19	
26 48 46	81 21 16	CN	3.000 kW	91 M			
InterMart Broadcasting West C							
BMLH901228KA 961211							
*To Channel 223C3 per One-Step Application							

WEOW Allocation Study

EXHIBIT #3
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

BROMO
COMMUNICATIONS

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TECHNICAL CONSULTANTS



70 dBu Coverage of Urbanized Area

Map is State of Florida
Scale 1:248,307
Bureau of Census
Economics and Statistics Administration
Department of Commerce

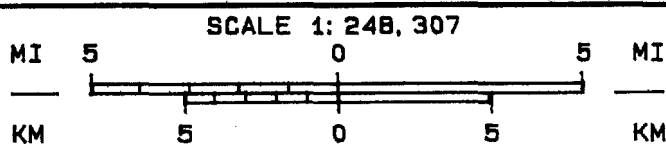


EXHIBIT #4
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

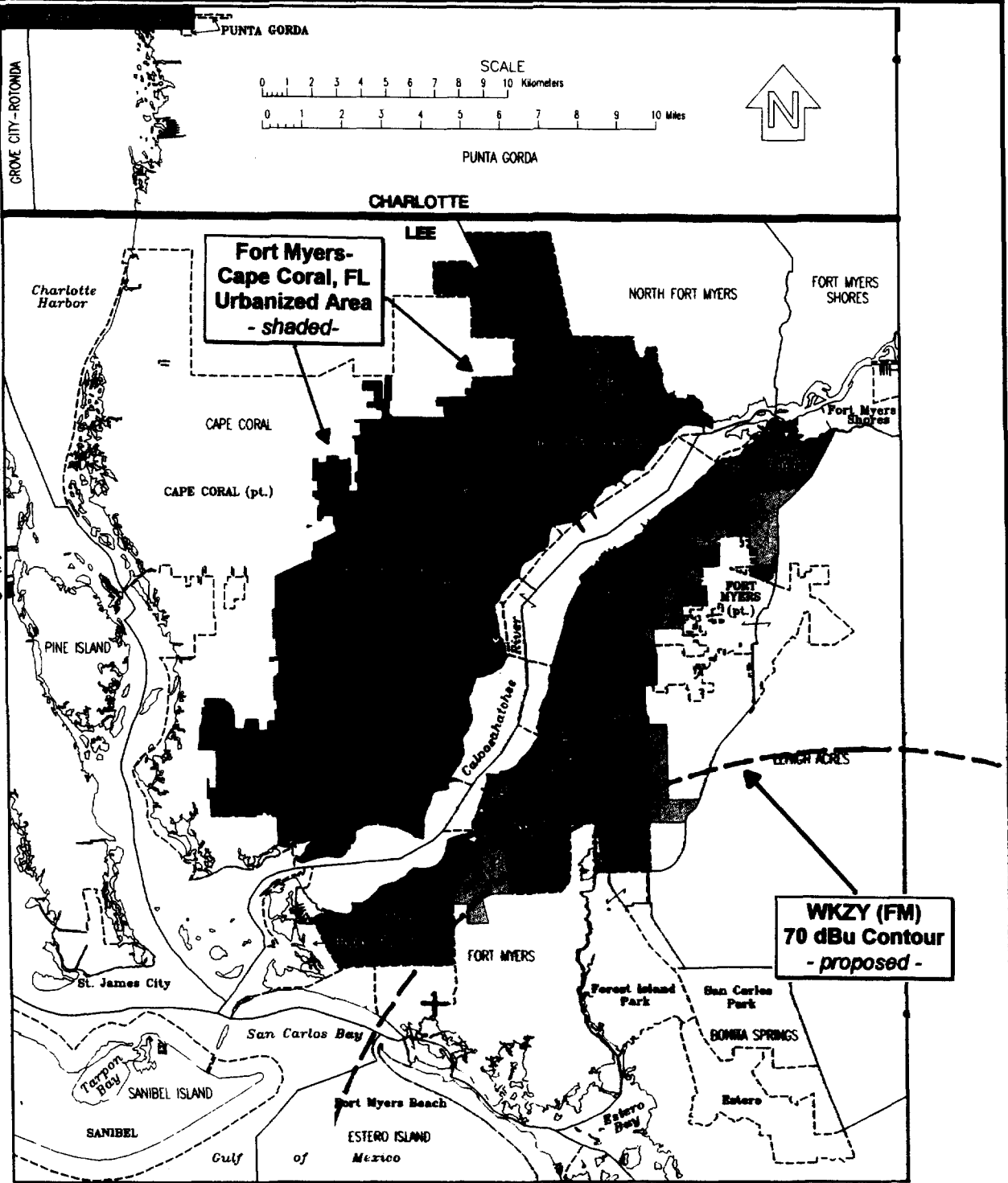
BROMO
COMMUNICATIONS

BROADCAST
TECHNICAL CONSULTANTS

MAPS

U.S. DEPARTMENT OF COMMERCE Economics and Statistics Administration Bureau of the Census

FLORIDA G-25



70 dBu Coverage of Urbanized Area

Map is State of Florida
Scale 1:248,307
Bureau of Census
Economics and Statistics Administration
Department of Commerce

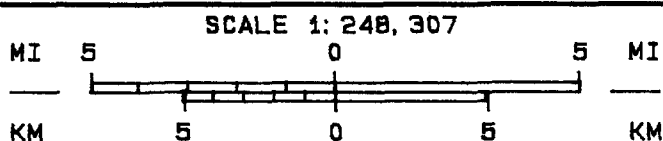
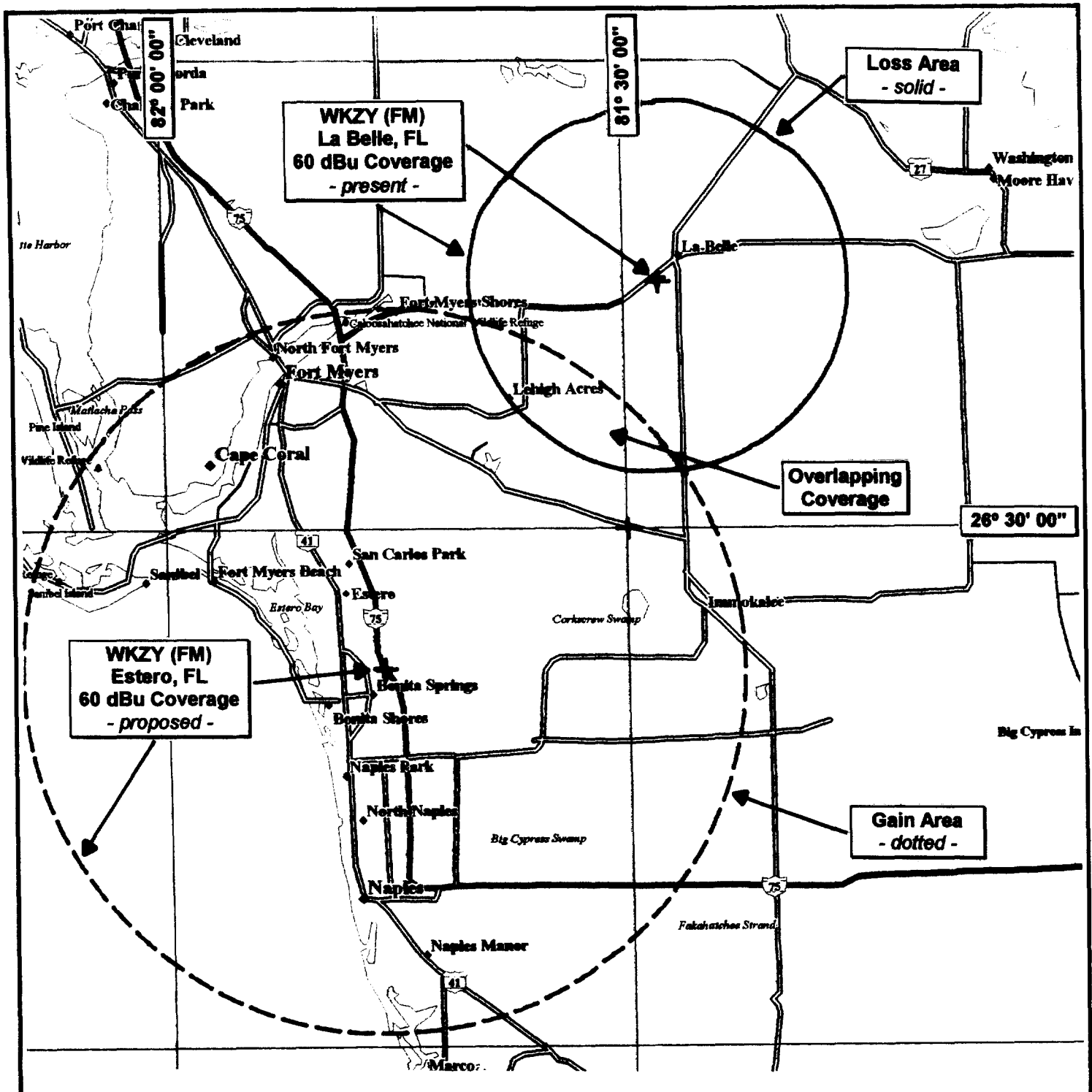


EXHIBIT #5
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

BROMO BROADCAST
COMMUNICATIONS TECHNICAL CONSULTANTS



Gain / Loss Areas

Map is State of Florida
Scale 1:600,000
©1993 DeLorme Mapping

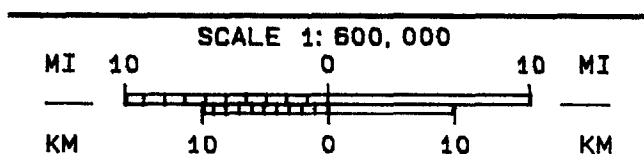


EXHIBIT #6
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

BROMO
COMMUNICATIONS

BROADCAST
TECHNICAL CONSULTANTS

EXHIBIT #7A
Counter Proposal
MM Docket No. 91-116, RM-9050
Intermart Broadcasting
West Coast, Inc.
Estero, Florida
June 1997

AM/FM Coverage of WKZY Loss Area

FM Station	Channel	City of License
WAYJ	204C2	Fort Myers
WSFP*	211C1	Fort Myers
WSOR*	215C1	Naples
WGCQ	221A	Immokalee
WIKX	225C2	Punta Gorda
WARO*	233C	Naples
WOLZ*	237C1	Fort Myers
WRXK*	241C	Bonita Springs
WINK*	245C	Fort Myers
WJBX	257C2	Fort Myers Beach
WXRМ	261C1	Port Charlotte
WAVV*	266C1	Marco
WWGR	270C	Fort Myers
WXKB*	280C1	Cape Coral
WQNU	288C3	Naples Park
WCKT	296C2	Lehigh Acres

AM Station	Frequency	City of License
WAFC	590	Clewiston
WWCN	770	North Fort Myers
WSWN	900	Belle Glade
WJCM	960	Sebring
WKII	1090	Port Charlotte
WTLQ	1200	Pine Island Center
WINK	1240	Fort Myers
WNOG	1270	Naples
WCRM	1350	Fort Myers
WMYR	1410	Fort Myers
WWCL	1440	Lehigh Acres
WAFZ	1490	Immokalee
WCCF	1580	Punta Gorda

* FM Stations providing complete 1.0 mV/m coverage of La Belle, Florida